

KANAB CITY COUNCIL MEETING

AUGUST 12, 2014

KANE COUNTY COMMISSION CHAMBERS

PRESENT: Mayor Robert D. Houston, Council Members Kirt Carpenter, Cheryl Brown, Kent Burggraaf, Brent Chamberlain and Joe B. Wright, City Recorder Joe Decker and City Treasurer RaeLene Johnson.

WORK MEETING: Work Meeting began at 6:30 p.m. Mayor Houston said there will be a public hearing on August 26, 2014 to discuss the height and set back changes to the Land Use Ordinance in commercial and manufacturing zones. Mayor reported on the trip to Salt Lake City, Utah with Joe Decker, Tom Avant and Keith Robinson. They met with the Community Impact Board. The proposal that was taken to the meeting wasn't the one that was approved. The Community Impact Board agreed with a 50/50 grant and loan with 1 ½% interest.

A presentation on the proposed Children's Justice Center at Fire Station #2 was presented by County Attorney Rob VanDyke. This center would be used for victims of different crimes against children. The trauma on children when they report sexual assault was discussed. Not taking care of these problems is a huge cost to society and to individuals. Statistics were given. Knowing a child feels safe helps those who are abused, and helps find the person committing the crime. This is the purpose of the CJC. It needs to be a neutral atmosphere. We need to raise the community awareness. Mr. VanDyke requested that the City enter into an agreement like a 50-year lease for using Fire Station #2, so that the inside of the building can be remodeled. Fire Chief Joe Decker said that they could not use the bays where a couple of fire trucks are stored, or the equipment room. The firemen would still need access to the restroom. The CJC will work together with Iron County. The Council agreed this was a good idea.

Council Member Chamberlain reported on Western Legends. He said this year they are expanding venues and performances; there will be a wagon train and a parade. The wagon train will also be available to transport people around to different performances. They are encouraging local businesses to have sidewalk sales during Western Legends. Council Member Chamberlain feels this is a learning and growing year, but he feels it will be successful.

Joe Decker explained to the Council that the Cat Backhoe that the Public Works Department has been trying out doesn't perform like their old John Deer. They would like to spend a little more

and purchase another John Deer. The only difference in the price was the amount received for the trade in on the old back hoe. The Council agreed to put this on the next agenda.

Mayor Houston called the regularly scheduled meeting to order and took roll call. The meeting was opened at 7:24 p.m. Pastor Michael Radebaugh gave the opening prayer. Pledge of alliance was led by Brent Chamberlain.

APPROVAL OF AGENDA: A motion was made by Council Member Brown and 2nd by Council Member Wright to approve the agenda as presented. Motion passed unanimously.

APPROVAL OF MINUTES OF PREVIOUS MEETING: A motion was made by Council Member Wright and 2nd by Council Member Chamberlain to approve the minutes of the July 22 meeting as corrected. Motion passed as follows: Council Members Carpenter, Brown, Chamberlain and Wright voting yea and Council Member Burggraaf abstaining because he was absent from that meeting.

APPROVAL OF ACCOUNTS PAYABLE VOUCHERS: A motion was made by Council Member Brown and 2nd by Council Member Carpenter to approve the accounts payable vouchers of August 12, 2014 in the amount of \$106,361.53. Motion passed unanimously.

PUBLIC COMMENT PERIOD: No comments were received.

APPOINTMENT TO THE BEAUTIFICATION COMMITTEE: A motion was made by Council Member Brown and 2nd by Council Member Wright to appoint Jim Page to serve on the Beautification Committee with a term ending 12/31/2018. Motion passed unanimously.

APPOINTMENT TO THE BEAUTIFICATION COMMITTEE: A motion was made by Council Member Brown and 2nd by Council Member Carpenter to appoint Jana de Peyer to serve on the Beautification Committee with a term ending 12/31/2017. Motion passed unanimously.

PUBLIC HEARING TO DISCUSS THE PROPOSED PROPERTY TAX INCREASE FOR KANAB CITY: Mayor Houston presented his suggestions for using the money from the tax increase as follows: 40% to Capital Improvements, 40% to Maintenance and 20% to Economic Development. On August 26, 2014 the final tax rates will be adopted, and the budget will be opened to include the tax increase monies and then the budget will be adopted. Council Member Carpenter is for the tax increase. He feels the City needs to do something, and this is a good start. Council Member Brown agreed. Council Member Burggraaf stated he felt this was just a band aid fix. He wanted to know what would happen if we need another bond, and when it is paid will the process continue. He doesn't feel this is an appropriate way to ask the public to increase their taxes. Also, concerning the 20% for Economic Development he doesn't like giving hand outs to private entities. He is opposed to the tax increase. He thinks it will hurt the City in the long run. Council Member Chamberlain feels this is the right thing to do at this time.

Council Member Wright agrees it is necessary. He said the administration has been living within their budget. They have cut expenses. He agrees with the tax increase. A motion was made by Council Member Wright and 2nd by Council Member Chamberlain to go in and out of the Public Hearing at the call of the Mayor. Motion passed unanimously. Mr. Jeff Frey asked about the change from \$100,000 to \$92,000 for the average cost of a home. He was told that it has to be the exact average of homes in the area by law. The increase on a \$92,000 residence would increase approximately \$5.11 per year. Mr. Dave Baird said he was for the increase. He thinks it is a step forward.

A motion was made by Council Member Wright and 2nd by Council Member Brown to go into a closed session to discuss pending litigation. Motion passed unanimously.

REGULAR COUNCIL MEETING: A motion was made by Council Member Chamberlain and 2nd by Council Member Wright to proceed with Option #3 for terminating the litigation of the law suit with the Tax Payers Association. The third option says to have the Planning Commission schedule a due process hearing for Viresco/Mr. Guthrie to determine whether the Conditional Use Permit should be revoked based on Viresco's failure to timely proceed with the project. Motion passed as follows: Council Members Carpenter, Brown, Chamberlain and Wright voting yea and Council Member Burggraaf voting nay. He voted nay because he has concerns for unknown factors.

A motion to adjourn was made by Council Member Wright and 2nd by Council Member Chamberlain. Motion passed unanimously.

MAYOR ROBERT D. HOUSTON

RECORDER JOE DECKER